

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEW JERSEY**

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**ASTA LILEIKYTE,**

**Plaintiff,**

**v.**

**BERGEN AUTO ENTERPRISES, LLC,**

**Defendant.**

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**Civil Action No. 10-4982(KSH)**

**ORDER ON INFORMAL  
APPLICATION**

This matter having come before the Court by way of letter dated May 17, 2011, regarding certain discovery disputes that the defendant seek to have resolved;

and the Court having entered Orders dated December 16, 2010 and March 4, 2011 that specifically set forth the format in which the parties are required to raise discovery disputes;<sup>1</sup>

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<sup>1</sup> The Court set forth a specific format for raising discovery disputes that requires the parties to both confer and work together in good faith to resolve and present discovery disputes. Moreover, the required format assists the Court to efficiently resolve the disputes and ensures that the necessary information is presented in a concise fashion. The Orders require that

Counsel shall confer in a good faith attempt to informally resolve any and all discovery disputes before seeking the Court's intervention. Should such informal effort fail to resolve the dispute, the matter shall be brought to the Court's attention via a joint letter that sets forth: (a) the request, (b) the response; (c) efforts to resolve the dispute; (d) why the complaining party believes the information is relevant and why the responding party's response continues to be deficient; and (e) why the responding party believes the response is sufficient. No further submissions regarding the dispute may be submitted without leave of Court. If necessary, the Court will thereafter schedule a telephone conference to resolve the dispute.

(Pretr. Sched. Order, Dec. 16, 2010, ECF No. 10; Am. Pretr. Sched. Order, Mar. 4, 2011, ECF No. 11.)

and it appearing that the May 17, 2011 letter was not submitted in the format required for raising discovery disputes;

and for the reasons set forth herein;

IT IS ON THIS 18th day of May, 2011

ORDERED that the request for relief embodied in the defendant's letter dated May 17, 2011 is denied without prejudice; and

IT IS FURTHER ORDERED that the discovery disputes (other than those arising during the course of depositions) raised in the May 18, 2011 letter shall be presented, no later than **May31, 2011** via the joint letter protocol. All other deadlines shall remain unchanged.

s/Patty Shwartz  
UNITED STATES MAGISTRATE JUDGE